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12 Attorney for Defendant
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13
14 UNITED STATES DISTRICT COURT
15 CENTRAL DISTRICT OF CALIFORNIA

16 DeVry/Becker Educational Development }
17 Corporation, }

18 Plaintiff, }

19 vs. }

20 Christian Hamilton; Teodor Brestnichki }
21 d/b/a William Camper; Mary Kostov a/k/a }
Marinela Kostova; and Does 4-10, }
22 inclusive, }

23 Defendants. }

Case No.: CV14-03255 AB (RZx)

[PROPOSED] CONSENT DECREE
AND PERMANENT INJUNCTION

24 The Court, having read and considered the Joint Stipulation for Entry of
25 Consent Decree and Permanent Injunction that has been executed by Plaintiff
26 DeVry/Becker Educational Development Corporation (“Plaintiff”) and Defendant
27 Christian Hamilton (“Defendant”), in this action, and good cause appearing therefore,
28

1 hereby:

2 ORDERS that based on the Parties' stipulation and only as to Defendant, his
3 successors, heirs, and assignees, this Injunction shall be and is hereby entered in the
4 within action as follows:

5 1) This Court has jurisdiction over the parties to this action and over the subject
6 matter hereof pursuant to 17 U.S.C. § 101 *et seq.*, and 28 U.S.C. §§ 1331 and 1338.
7 Service of process was properly made against Defendant.

8 2) Plaintiff is the owner of all rights in and to the copyright and trademark
9 registrations listed in Exhibits A and B attached hereto and incorporated herein by this
10 reference (collectively referred to herein as "Plaintiff's Properties").

11 3) Plaintiff has alleged that Defendant has made unauthorized uses of Plaintiff's
12 Properties or substantially similar likenesses or colorable imitations thereof.

13 4) Defendant and his agents, servants, employees and all persons in active concert
14 and participation with him who receive actual notice of the Injunction are hereby
15 restrained and enjoined from:

16 a) Infringing Plaintiff's Properties, either directly or contributorily, in any
17 manner, including generally, but not limited to manufacturing, importing,
18 distributing, advertising, selling and/or offering for sale any unauthorized
19 product which features any of Plaintiff's Properties ("Unauthorized Products"),
20 and, specifically from:

21 i) Importing, manufacturing, distributing, advertising, selling and/or
22 offering for sale the Unauthorized Products or any other unauthorized
23 products which picture, reproduce, copy or use the likenesses of or bear a
24 substantial similarity to any of Plaintiff's Properties;

25 ii) Importing, manufacturing, distributing, advertising, selling and/or
26 offering for sale in connection thereto any unauthorized promotional
27 materials, labels, packaging or containers which picture, reproduce, copy
28

or use the likenesses of or bear a confusing similarity to any of Plaintiff's Properties;

iii) Engaging in any conduct that tends falsely to represent that, or is likely to confuse, mislead or deceive purchasers, Defendant's customers and/or members of the public to believe, the actions of Defendant, the products sold by Defendant, or Defendant himself is connected with Plaintiff, is sponsored, approved or licensed by Plaintiff, or is affiliated with Plaintiff;

iv) Affixing, applying, annexing or using in connection with the importation, manufacture, distribution, advertising, sale and/or offer for sale or other use of any goods or services, a false description or representation, including words or other symbols, tending to falsely describe or represent such goods as being those of Plaintiff.

5) Each side shall bear its own fees and costs of suit.

6) Except as provided herein, all claims alleged in the First Amended Complaint against Defendant are dismissed with prejudice.

7) This Injunction shall be deemed to have been served upon Defendant at the time of its execution by the Court.

8) The Court finds there is no just reason for delay in entering this Injunction and, pursuant to Rule 54(a) of the Federal Rules of Civil Procedure, the Court directs immediate entry of this Injunction against Defendant.

9) The Court shall retain jurisdiction of this action to entertain such further proceedings and to enter such further orders as may be necessary or appropriate to implement and enforce the provisions of this Injunction.

10) The above-captioned action, shall, upon filing by Plaintiff of the Settlement Agreement, Stipulation for Entry of Judgment and Judgment Pursuant to Stipulation, and requesting entry of judgment against Defendant, be reopened should Defendant

1 default under the terms of the Settlement Agreement.

2 11) This Court shall retain jurisdiction over Defendant, for a period of ten (10) years
3 from the date of entry of this Consent Decree and Permanent Injunction on PACER,
4 pursuant to *Kokkonen vs. Guardian Life Insurance Corporation*, 511 U.S. 375 (1994),
5 for the purpose of making further orders necessary or proper for the construction or
6 modification of this consent decree and judgment; the enforcement hereof; the
7 punishment of any violations hereof; and for the possible entry of a further Judgment
8 Pursuant to Stipulation in this action.

9
10
11 DATED: April 7, 2015

A handwritten signature in black ink, appearing to read "André Birotte Jr.", with a long horizontal flourish extending to the right.

12
13 Hon. André Birotte Jr.
United States District Judge

EXHIBIT A**COPYRIGHT REGISTRATIONS**

TITLE OF WORK	Copyright Registration No. (TX form #):	Copyright Claimant
Becker Professional Education CPA Exam Review Business 2013 Edition Instructor Version	TX0007815718	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Auditing First Classes 2013 Edition Version A	TX0007815591	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Financial 2013 Edition	TX0007815583	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Auditing 2013 Edition Version A	TX0007815592	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Auditing 2013 Edition Version B	TX0007813232	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Auditing 2013 Edition Version A (Instructor Version)	TX0007813217	DeVry/Becker Educational Development Corp.

Becker Professional Education CPA Exam Review Financial First Classes 2013 Edition	TX0007813374	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Auditing First Classes 2013 Edition Version B	TX0007813229	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Regulation 2013 Edition (Instructor Version)	TX0007812626	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Regulation 2013 Edition	TX0007812631	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Business 2013 Edition	TX0007812630	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Auditing 2013 Edition Version B	TX0007812628	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Financial Final Review Review 2013 Edition	TX0007811466	DeVry/Becker Educational Development Corp.



1	Becker Professional Education		DeVry/Becker
2	CPA Exam Review Auditing Final		Educational
3	Review 2013 Edition Version A	TX0007811483	Development Corp.
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5	Becker Professional Education		DeVry/Becker
6	CPA Exam Review Business 2012		Educational
7	Edition	TX0007490738	Development Corp.
8			
9	Becker Professional Education		DeVry/Becker
10	CPA Exam Review Financial 2012		Educational
11	Edition	TX0007611776	Development Corp.
12			
13	Becker Professional Education		DeVry/Becker
14	CPA Exam Review Auditing 2012		Educational
15	Edition	TX0007490244	Development Corp.
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17	Becker Professional Education		DeVry/Becker
18	CPA Exam Review Regulation		Educational
19	2012 Edition	TX0007492083	Development Corp.
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21	Becker Professional Education		DeVry/Becker
22	CPA Exam Review Business 2012		Educational
23	Edition	TX0007490738	Development Corp.
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25	Becker Professional Education		DeVry/Becker
26	CPA Exam Review First Classes		Educational
27	2012 Edition	TX0007491984	Development Corp.
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	Becker Professional Education		DeVry/Becker
	CPA Exam Review Financial		Educational
	PassMaster Data Disc for		Development Corp.
	International Students 2012 Edition	TX0007503877	

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4	International Students 2012 Edition	TX0007489629	DeVry/Becker Educational Development Corp.
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6	Becker Professional Education		
7	CPA Exam Review Regulation		
8	PassMaster Data Disc for		
9	International Students 2012 Edition	TX0007547624	DeVry/Becker Educational Development Corp.
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11	Becker Professional Education		
12	CPA Exam Review Financial Final		
13	Review Notes and Disc 2012		
14	Edition [Textbook]	TX0007594668	DeVry/Becker Educational Development Corp.
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16	Becker Professional Education		
17	CPA Exam Review Auditing Final		
18	Review Notes and Disc 2012		
19	Edition [Textbook]	TX0007491993	DeVry/Becker Educational Development Corp.
20			
21	Becker Professional Education		
22	CPA Exam Review Regulation		
23	Final Review Notes and Disc 2012		
24	Edition [Textbook]	TX0007597114	DeVry/Becker Educational Development Corp.

1	Becker Professional Education		
2	CPA Exam Review Business Final		
3	Review Notes and Disc 2012		
4	Edition [Textbook]	TX0007489151	DeVry/Becker Educational Development Corp.
5			
6	Becker Professional Education		
7	CPA Exam Review StartUp Disc		
8	Final Review Single Activation		
9	2012 Edition	TX0007585049	DeVry/Becker Educational Development Corp.
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11	Becker Professional Education		
12	CPA Exam Review Flashcards		
13	2012 Edition	TX0007504085	DeVry/Becker Educational Development Corp.
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15	Becker Professional Education		
16	Financial 1 Instructor J-Notes 2012		
17	Edition	TX0007507997	DeVry/Becker Educational Development Corp.
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19	Becker Professional Education		
20	CPA Exam Review Instructor		
21	Version Financial 2012 Edition	TX0007490267	DeVry/Becker Educational Development Corp.
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23	Becker Professional Education		
24	CPA Exam Review Instructor		
25	Version Auditing 2012 Edition	TX0007491995	DeVry/Becker Educational Development Corp.
26			
27	Becker Professional Education		
28	CPA Exam Review Instructor		
	Version Regulation 2012 Edition	TX0007490581	DeVry/Becker Educational Development Corp.

Becker Professional Education CPA Exam Review Instructor Version Business 2012 Edition	TX0007488360	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review 2011 Edition Final Review Startup Disc, et al.	TX0007408811	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review 2011 Edition Financial, et al.	TX0007411045	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review Auditing 2012 Edition.	TX0007490244	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review 2011 Edition Flashcards CPA Review.	TX0007421717	DeVry/Becker Educational Development Corp.
Becker Professional Education CPA Exam Review 2011 Edition First Classes.	TX0007420245	DeVry/Becker Educational Development Corp.
Becker CPA Review 2009 Lecture Notes Business.	TX0007355913	DeVry/Becker Educational Development Corp.

EXHIBIT B**TRADEMARK REGISTRATIONS**

<u>Trademark Registration No.:</u>	<u>Title of Work:</u>	<u>Rights Owner:</u>
3823222	Becker Navigator	DeVry/Becker Educational Development Corp.
3792821	The Becker Promise	DeVry/Becker Educational Development Corp.
3797392		DeVry/Becker Educational Development Corp.
3804616		DeVry/Becker Educational Development Corp.
3797284	Becker Professional Education	DeVry/Becker Educational Development Corp.
3602482	Fastpass	DeVry/Becker Educational Development Corp.
3601875	Becker Fastpass	DeVry/Becker Educational Development Corp.
2752526	Stalla	DeVry/Becker Educational Development Corp.
3514613	Passmaster	DeVry/Becker Educational Development Corp.

3275703	Succeed With The System	DeVry/Becker Educational Development Corp.
2975330	Person/Wolinsky CPA Review Courses	DeVry/Becker Educational Development Corp.
3105549	Person/Wolinsky CPA	DeVry/Becker Educational Development Corp.
2498764	Becker	DeVry/Becker Educational Development Corp.
2324384	Prepare To Succeed	DeVry/Becker Educational Development Corp.
2210555	Passmaster	DeVry/Becker Educational Development Corp.
2156555	Becker CPA Review	DeVry/Becker Educational Development Corp.
2160247	Becker	DeVry/Becker Educational Development Corp.